

101 Rec'd PCT/P10 05 FEB 2003

DOCKET NO: B00662.70036.US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

10/049935

Applicant: Inouye et al.  
Serial No. 10/049,935  
Filed: May 15, 2002  
Confirmation No. 2561  
International Application No. PCT/US00/22086  
International Filing Date 11 August 2000 (11.08.00)  
Priority Date 17 August 1999 (17.08.99)  
Title METHODS AND COMPOSITIONS FOR RESTORING  
ANTIBIOTIC SUSCEPTIBILITY IN GLYCOPEPTIDE-  
RESISTANT ENTEROCOCCUS

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to **BOX PCT**, Commissioner for Patents, Washington, D.C. 20231, on the 29th day of January, 2003.

June Watson

BOX PCT  
Commissioner for Patents  
Washington, DC 20231

Sir:

Transmitted herewith are the following documents:

- Copy of Notification of Missing Requirements
- Petition for Four (4) Month Extension of Time
- Declaration for Patent Application (2)
- Preliminary Amendment
- Applicant claims small entity status
- Return Receipt Postcard
- Fee Calculation Sheet

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

A check in the amount of \$1,330.00 is enclosed to cover the filing fees: Please charge any underpayment or credit any overpayment to Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Adjustment date: 02/12/2003 L1ANNGRA  
02/06/2003 SNAJARRO 00000113 232825 10049935  
01 FC:2616 140.00 CR  
02 FC:2615 135.00 CR

Respectfully submitted,  
*Inouye et al., Applicant*

*John R. Van Amsterdam*  
John R. Van Amsterdam, Reg. No. 40,212  
Wolf, Greenfield & Sacks, P.C.  
600 Atlantic Avenue  
Boston, Massachusetts 02210  
Telephone: (617) 720-3500

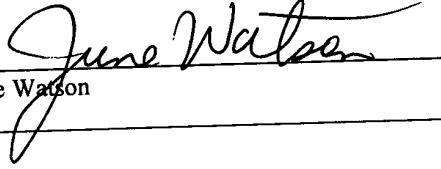
Docket No. B00662.70036.US  
Date: January 29, 2003  
x01/29/03

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 Serial No. 10/049,935  
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reverse the 2/6/03 charges.  
 apply this check to  
 Replace The 2/6/03 charges  
 apply code 2/6/03 for \$82 total.  
 Refund overpayment of \$82

Respectfully submitted,  
*Inouye et al., Applicant*

  
 John R. Van Amsterdam, Reg. No. 40,212  
 Wolf, Greenfield & Sacks, P.C.  
 600 Atlantic Avenue  
 Boston, Massachusetts 02210  
 Telephone: (617) 720-3500

Docket No. B00662.70036.US  
 Date: January 29, 2003  
 x01/29/03

Inventors: Inouye, et al.

Serial No: 10/049,935

Confirmation No.: 2561

Filed: May 15, 2002

For: METHODS AND COMPOSITIONS FOR  
RESTORING ANTIBIOTIC SUSCEPTIBILITY IN  
GLYCOPETIDE-RESISTANT ENTEROCOCCUS

CHECK BOX, if applicable:

 DUPLICATE

## Fee Calculation Sheet

CLAIMS	FOR	NUMBER FILED	NUMBER EXTRA	RATE	Fee
	TOTAL CLAIMS (37 CFR 1.16(c))	29-20=	9x	\$ 18.00	= \$ 162.00
	INDEPENDENT CLAIMS (37 CFR 1.16(b))	5-3=	2 x	\$ 84.00	= \$ 168.00
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d)) +			\$ 280.00	= \$ 0.00
				BASIC FEE (37 CFR 1.16(a))	\$ 750.00
	Fee for Petition for Extension of Time (if any)				\$ 1,450.00
	Other Fees (iSurchargey)				\$ 130.00
			Total of above Calculations =		\$ 2,660.00
	Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28)				\$ 1,330.00
	Assignment Recordation Fee (if any)				\$ 0.00
				TOTAL =	\$ 1,330.00

1. A check in the amount of \$1,330.00 is enclosed.

## General Authorization to Charge Deposit Account and General Request for Extension of Time

2. a.  If the filing of any paper in this application necessitates the payment of a fee under 37 CFR §§  1.16 or  1.17, and the fee due is in an amount different from any enclosed check or if no check is enclosed, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 23/2825.

b.  The applicant hereby revokes any prior authorization to charge a fee due under 37 CFR §§  1.16  1.17 or  1.18.

3. If the filing of any paper in this application necessitates an extension of time under 37 CFR §1.136(a), the applicant hereby requests such extension of time. If the fee due is in an amount different from any enclosed check or if no check is enclosed, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 23/2825.


John R. Van Amsterdam, Reg. No. 40,212  
Wolf, Greenfield & Sacks, P.C.600 Atlantic Avenue  
Boston, Massachusetts 02210-2211  
Telephone: (617) 720-3500Docket No. B00662.70036.US  
Date: January 29, 2003

JRV



UNITED STATES PATENT AND TRADEMARK OFFICE

 Commissioner for Patents: Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

COPY

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/049,935	Roger Inouye	B0662/7036
INTERNATIONAL APPLICATION NO.		PCT/US00/22086
I.A. FILING DATE		PRIORITY DATE
		08/11/2000

23628  
 WOLF GREENFIELD & SACKS, PC  
 FEDERAL RESERVE PLAZA  
 600 ATLANTIC AVENUE  
 BOSTON, MA 02210-2211

CONFIRMATION NO. 2561  
 371 FORMALITIES LETTER  
  
 \*OC00000008525501\*

Date Mailed: 07/29/2002

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Request for Immediate Examination

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File Folder	9/29/02	Initials
ECB	<input checked="" type="checkbox"/>	
Docket Entry	<input checked="" type="checkbox"/>	
Docket Cross Ref	<input type="checkbox"/>	
Order Copies (2)	<input type="checkbox"/>	
Annulles	<input type="checkbox"/>	
Confirmation	<input type="checkbox"/>	

DOCKETED  
 AUG 07 2002

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Additionally the following defects have been observed:

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):

- This application does not contain a "Sequence Listing" as a separate part of the disclosure on paper copy or compact disc, as required by 37 CFR 1.821(c).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).
- **APPLICANT MUST PROVIDE:**
  - An initial or substitute computer readable form (CRF) of the "Sequence Listing."
  - An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.

- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

- Additional claim fees of \$275 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$275 for a Small Entity:

- Total additional claim fee(s) for this application is \$275
  - \$135 for 15 total claims over 20.
  - \$140 for multiple dependant claims surcharge.

- This application does not contain a "Sequence Listing" as a separate part of the disclosure on paper copy or compact disc, as required by 37 CFR 1.821(c).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

KAYA L LEWIS BALTIMORE

Telephone: (703) 305-3695

#### PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/049,935	PCT/US00/22086	B0662/7036